

WADDINGHAM & PETERSON

A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW

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RECEIVED

JUN 28 1995

WATER RIGHTS
SALT LAKE

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June 26, 1995

Robert L. Morgan, P.E.
Utah State Engineer
1636 West North Temple
Salt Lake City, UT 84116

RE: May 18, 1995 Order to Cease Use
of Water Issued to Circle Four
Realty and Lary Carter

Dear Mr. Morgan:

On May 18, 1995, your office issued an order regarding a well located North 100 feet and East 1640 feet from the Southwest corner of Section 16, Township 28 South, Range 10 West, Salt Lake Base & Meridian. The order was issued to both Circle Four Realty and Lary Carter.

The well in question was deeded by Circle Four Realty to Lary Carter in 1994. Circle Four retains no ownership interest in nor responsibility for the well in question.

Circle Four does own 80 a.f. of water right originally diverted from this well, but these water rights are now diverted under separate water right numbers and change applications as follows:

71-4268 (a17324)
71-4275 (a17342)
71-4276 (a17343)

Water right no. 71-4275 is diverted during the 1995 season under temporary change application no. t18926.

In response to your letter, I spoke with Lary Carter. Mr. Carter said there is an operational flow meter on that well. Also, Mr. Carter said that the water right conveyed to him by the enclosed deed is sufficient to operate the 130-acre center-pivot sprinkler system located on the land in question. He also said he met with John Larson and Larry Maycock to discuss compliance.

As I have expressed before, our client, Circle Four Realty, supports your efforts to manage the water resources in the Milford Valley. This letter is submitted to assist with that

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effort. Please feel free to contact me if I can provide further information.

Sincerely yours,

WADDINGHAM & PETERSON



Warren H. Peterson

WHP/lh

Enclosure

cc Lee H. Sim
Kerry Carpenter
John H. Mabey Jr.
Lary Carter